

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE**

WALKER DIGITAL, LLC,

Plaintiff,

v.

ALSTON TASCOM, INC., ORACLE  
CORPORATION, and TOSHIBA AMERICA  
INFORMATION SYSTEMS, INC.,

Defendants.

C.A. No. 11-335-GMS

**STIPULATION AND ORDER OF DISMISSAL WITH PREJUDICE  
AS TO DEFENDANT TOSHIBA AMERICA INFORMATION SYSTEMS, INC.**

IT IS HEREBY STIPULATED AND AGREED, by and between plaintiff, Walker Digital, LLC, and defendant, Toshiba America Information Systems, Inc., pursuant to Federal Rule of Civil Procedure 41(a)(2) and (c), that all claims by Walker Digital, LLC against Toshiba America Information Systems, Inc. in the action be, and upon approval are, dismissed WITH PREJUDICE, and all counterclaims by Toshiba America Information Systems, Inc. against Walker Digital, LLC be, and upon approval are, dismissed WITHOUT PREJUDICE, with each part to bear its own costs, expenses, and attorneys' fees.

BAYARD, P.A.

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*Attorneys for Plaintiff Walker Digital, LLC*

*Attorneys for Defendant Toshiba America  
Information Systems, Inc.*

Dated: September 29, 2011

IT IS SO ORDERED THIS \_\_\_\_ day of \_\_\_\_\_, 2011.

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The Honorable Gregory M. Sleet  
Chief United States District Judge